

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
FLORENCE DIVISION

Albert S. Kelly, #277334, )  
a/k/a Albert Santanieyo Kelly, ) C/A No.: 4:12-cv-2146-TLW-TER  
Plaintiff, )  
vs. )  
Major Dennis Butch; Warden McCall, Jr.; )  
Warden Joseph Claytor; Warden Florence )  
Mauney; Beverly Woods; Drake Stoney; )  
Corretta Brown; South Carolina Department )  
of Corrections, )  
Defendants. )

## ORDER

Pursuant to the Plaintiff's Motion to Dismiss Without Prejudice (Doc. # 41) and the Defendants' Response Consenting to Motion to Dismiss (Doc. # 42), it is hereby **ORDERED** that the case is **DISMISSED** *without prejudice* at the Plaintiff's request.

## IT IS SO ORDERED.

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s/Terry L. Wooten  
United States District Judge

January 24, 2013  
Florence, South Carolina